

UNITED STATES OF DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

5/3/05

FRED T. VAN DAM,)
Plaintiff)
)
v.)
)
DAVID M. MCSWEENEY,)
Trustee of MC Realty Trust;)
ROCKLAND LEASE FUNDING)
CORP.; UNITED STATES OF)
AMERICA; and GENERAL)
ELECTRIC COMMERCIAL)
EQUIPMENT FINANCING,)
Defendants)

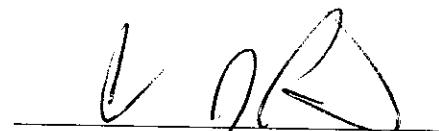
)

Case No. 04-12654-RGS

UNITED STATES' CERTIFICATION UNDER
LOCAL RULE 16.1 (D) (3)

David M. McSweeney, Trustee of MC Realty Trust, by his attorney, David J. Paliotti, submits the following pursuant to Local Rule 16.1 (D) (3).

The undersigned hereby affirms that he has conferred with Mr. McSweeney (1) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – for the litigation; and (2) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.



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CERTIFICATE OF SERVICE

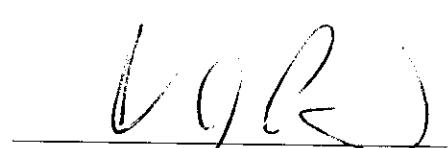
I, David J. Paliotti, Esquire, hereby certify that a true copy of this United States' Certification under Local Rule 16.1 (D) (3) was served upon the following by regular mail, prepaid postage on this 2nd day of May, 2005:

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